

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of : Customer Number: 46320  
: :  
Frank LEYMANN, et al. : Confirmation Number: 5078  
: :  
Application No.: 10/042,799 : Group Art Unit: 2457  
: :  
Filed: January 9, 2002 : Examiner: A. Gold  
: :  
For: MANAGING A FAILURE TO ACCESS A DATABASE IN A COMPUTER SYSTEM

**NOTICE OF APPEAL**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Appellants hereby appeal to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

The fee for this Notice of Appeal is (37 C.F.R. § 41.20(b)(1)): \$540.00

\_\_\_ Payment by credit card. Form PTO-2038 is attached.

X The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 09-0461.

\_\_\_ A Petition for Extension of Time under C.F.R. § 1.136(a) (PTO/SB/22) is enclosed.

Date: January 5, 2010

Respectfully submitted,

/Scott D. Paul/  
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CUSTOMER NUMBER 46320